



closing, certain representations were made to them by Jack Weinstein, the Lancealott broker, about the likelihood that the loans would somehow be recast in the ensuing days to provide a better interest rate.

Weinstein denies the assertions of the plaintiffs, and asserts, instead, that the plaintiffs knew full well the terms of the loans, and were advised completely of the nature of the transactions.

**3. Plaintiffs' Damages**

The plaintiffs' claims against the lender defendants include certain statutory penalties, and damages against Lancealott in excess of \$110,000.

**4. Witnesses**

- a. Plaintiffs;
- b. Jack Weinstein - Lancealott Financial Group, 128 Bala Avenue, Bala Cynwyd, PA 19004; and
- c. Sandy Soval - c/o Prudential Fox & Roach, 763 West Lancaster Avenue, Bryn Mawr, PA 19010

**5. List of Exhibits**

- a. all exhibits produced by the plaintiffs through discovery;
- b. all exhibits produced by the defendant lenders through discovery;
- c. the transaction file of Lancealott Financial Group. (NOTE: All documents in the files of Lancelott are duplicative of the documents produced by the lenders.)
- d. the transactional file of Prudential Fox & Roach Realtors relative to the sale of the

West Conshohocken property, to be supplied by Sandy Soval at the time of trial.

Respectfully submitted,

**MURPHY AND O'CONNOR, LLP**

By: /s/ Thomas J. Gregory, Esquire  
Thomas J. Gregory, Esquire  
Two Penn Center Plaza, Suite 1100  
1500 John F. Kennedy Boulevard  
Philadelphia, PA 19102  
(215) 564-0400  
*Attorney for Defendant,*  
*Lancealott Financial Group, Inc.*

Dated: 12/11/07

**CERTIFICATE OF SERVICE**

I, Thomas J. Gregory, Esquire, hereby certify that a true and correct copy of the foregoing Pretrial Memorandum of Defendant, Lancealott Financial Group, Inc., was electronically filed on this **11th** day of **December, 2007**, and that service was therefore made electronically upon the following counsel and unrepresented parties:

David A. Scholl, Esquire  
6 St. Albans Avenue  
Newtown Square, PA 19073  
***Attorney for Plaintiffs, Roger B. Parker and Sally S. Parker***

Frank R. Emmerich, Jr., Esquire  
Conrad O'Brien Gellman & Rohn, PC  
1515 Market Street, 16<sup>th</sup> Floor  
Philadelphia, PA 19102-1916  
and  
Joy Harmon Sperling, Esquire  
Pitney Hardin, LLP  
PO Box 1945  
Morristown, NJ 07962-1945  
***Attorneys for Defendant, MortgageIT, Inc.***

Carole Lauren Delaney, Esquire  
Reed Smith LLP  
2500 One Liberty Place  
1650 Market Street  
Philadelphia, PA 19103  
***Attorney for Defendant, Indymac Mortgage Holdings, Inc.***

Alison Altman Gross, Esquire  
Pepper Hamilton, LLP  
3000 Tow Logan Squire  
18<sup>th</sup> and Arch Streets  
Philadelphia, PA 19103  
***Attorneys for Defendants, Washington Mutual Bank and Long Beach Mortgage Company***

Martin C. Bryce, Jr.  
Steven J. Snyder  
Ballard Spahr Andrews & Ingersoll, LLP  
1735 Market Street, 51<sup>st</sup> Floor  
Philadelphia, PA 19103-7599  
***Attorneys for Defendant, Countrywide Home Loans, Inc.***

Linda A. Michler, Esquire  
7228 Baptist Road, #175  
Bethel Park, PA 15102  
***Attorney for Defendant, HSBC***

**MURPHY AND O'CONNOR, LLP**

BY: /s/ Thomas J. Gregory, Esquire  
Thomas J. Gregory, Esquire